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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/055,513

01/23/2002

Anthony Brennan

1442026

9358

23405

7590

04/18/2008

HESLIN ROTHENBERG FARLEY & MESITI PC  
5 COLUMBIA CIRCLE  
ALBANY, NY 12203

EXAMINER

FETSUGA, ROBERT M

ART UNIT

PAPER NUMBER

3751

MAIL DATE

DELIVERY MODE

04/18/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10055513	1/23/2002	BRENNAN ET AL.	1442026

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ALBANY, NY 12203

**EXAMINER**

Robert M.. Fetsuga

ART UNIT	PAPER
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3751	20080414
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DATE MAILED:

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**Commissioner for Patents**

The Board of Patent Appeals and Interferences affirmed the rejection(s) against independent claim(s) 1, 24, 28, 34 and 40, but reversed all rejections against claim(s) 6, 8, 9, 11-17, 23, 26, 27, 30 and 41 dependent thereon. There are no allowed claims in the application. The independent claim(s) is/are cancelled by the examiner in accordance with MPEP § 1214.06. Applicant is given a ONE MONTH TIME PERIOD from the mailing date of this letter in which to present the dependent claim(s) in independent form to avoid ABANDONMENT of the application. NO EXTENSIONS OF TIME UNDER 37 CFR 1.136(a) WILL BE GRANTED. Prosecution is otherwise closed.

The proposed amendment filed March 12, 2008 is noted. However, it appears claims 8 and 9, as amended, would depend from a canceled claim. The amendment is otherwise acceptable.

/Robert M. Fetsuga/  
Primary Examiner, Art Unit 3751